



DRAFT MEETING MINUTES  
BOARD OF SUPERVISORS, COUNTY OF MONO  
STATE OF CALIFORNIA

Regular Meetings: The  
First, Second, And Third  
Tuesday of each month

**Regular Meeting**

County Courthouse,  
Bridgeport, CA 93517

**October 20, 2009**

<b>Flash Drive</b>	<b>File # 1014</b>
<b>Minute Orders</b>	<b>M09-239 through M09-245</b>
<b>Resolutions</b>	<b>R09-76 through R09-77</b>
<b>Ordinance</b>	<b>(Ord09-05 not used)</b>

9:04 AM

Meeting Called to Order by Chairman Reid.  
Supervisor Farnetti absent after 2:00 p.m.

Pledge of Allegiance by Marshall Rudolph.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD  
**No One Spoke.**

**BOARD MEMBER REPORTS:**

**Supervisor Bauer:**

- 1) 10/16 Attended the ESTA meeting.
- 2) Attended the YARTS meeting.

**Supervisor Farnetti:**

Absent for Board Reports.

**Supervisor Hazard:**

- 1) 10/16 Met with Dave Wilbrecht and Terri Gooch regarding the Walker Senior Center.
- 2) 10/19 Met with the Bridgeport Indian Tribe representatives.
- 3) Held Crowley office hours.

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**Supervisor Hunt:**

- 1) Introduced correspondence from the Repair California Movement. I would like to have this agendaized for future Board meeting. We need to research this group more thoroughly.
- 2) Attended the ESTA meeting.
- 3) 10/19 Met with the Bridgeport Indian Tribe representatives.

**Supervisor Reid:**

- 1) Distributed a letter from the Governor regarding the Williamson Act.
- 2) 10/14 Attended the Mono Basin RPAC meeting.
- 3) Attended the Bridgeport RPAC meeting-census update, cargo container update, Marine Mountain Warfare facility update.
- 4) Cougar Gold has donated \$5000 for the Bridgeport Visitor's Center.
- 5) Attended the Coleville High School football game: 108-30.
- 6) Attended the Walker Senior Center meeting.

COUNTY ADMINISTRATIVE OFFICE

1)

**David Wilbrecht, CAO:**

- 1) Continuing my status meetings.
- 2) Attended the Town Council meeting.
- 3) Joined the Town's Recreation Board.
- 4) Meeting regarding the Walker Senior Center with Terri Gooch.

2)

APPROVAL OF MINUTES

**M09-239**

**ACTION:** Approve minutes, with corrections, of the Regular Meeting held on October 6, 2009.

**Hunt/Farnetti Hazard-Abstain 4-0**

CLOSED SESSION

2a)

Performance Evaluation - PUBLIC EMPLOYEE PERFORMANCE EVALUATION.  
Government Code section 54957. Title: County Counsel.

2b)

Performance Evaluation - PUBLIC EMPLOYEE PERFORMANCE EVALUATION.  
Government Code section 54957. Title: County Administrator.

**No Report from Closed Session.**

Closed Session from 9:07 a.m. to 10:06 a.m.

Reconvened at 10:06 a.m.

Lunch break 12:02 p.m.

Reconvened at 1:01 p.m.

Break 2:00 p.m.

Reconvened at 2:07 p.m.

Temporarily adjourned at 3:08 p.m. for the Mono County Economic Development Corporation Meeting.

Reconvened Regular Meeting into Closed Session at 3:34 p.m.

Closed Session ended at 4:23 p.m.

Adjourned at 4:24 p.m.

Board will Reconvene at the Special Meeting in June Lake at 6:00 p.m.

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## DEPARTMENT REPORTS/EMERGING ISSUES

Teleconferencing from Mammoth's CAO Conference Room

**Jody Henning, Assessor** (Mammoth Conference Room):

Updated Board on Assessment Appeals and current applications.

**Rick Scholl, Sheriff** (Board Room):

Update on jail flooding and evacuation of inmates. Public Works was on it immediately and did a tremendous job saving equipment and files. We were able to save about 95% of the equipment. Inmates were transported to Memorial Hall, under guard. 23 inmates were moved to Inyo County jail and due to overcrowding the majority of them were moved to El Dorado's Lake Tahoe facility. Inyo County jail will only be used for booking and then inmates will be shipped to El Dorado.

**Kelly Garcia, Assistant Public Works Director** (Board Room):

Entire jail was flooded. Dispatchers moved into the EOC room. Service Master from Mammoth and Belfor have removed the tile floors. Some ceiling sheetrock needs to be replaced, whole jail needs to be repainted and portions of the T-bar ceiling needs to be replaced. We have metal storage boxes to store food and files. Kitchen has minimal use; have been using the BBQ.

**Julie Tiede, Child Support** (Mammoth Conference Room):

Update on California's Child Support issues and changes coming from the State Office.

**Clay Neely, IT Director** (Board Room):

GIS Department has created new maps. They are available on line at <http://monogis/staticmaps>

**Louis Molina, Environmental Health Director** (Mammoth Conference Room):

Explained passage of AB 1020 that puts a surcharge on county pools;

SB241 retail food facility law-mobile food facility; AB517 Body Art/Body Piercing.

**Ann Gimpel, Mental Health Director** (Board Room):

Late claims have been approved for payment from the State Department of Mental Health for \$74,000. MediCal bills were sent using our new system.

**Ed Zylman, Social Services Director** (Mammoth Conference Room):

Introduced Kathy Watkins from his office and explained the great job she has done on various projects. C4 System-Migration project to go live November 1<sup>st</sup>.

**Jeff Walters, Assistant Public Works Director** (Board Room):

Bid results

(1) Ford Explorer (Mental Health): Theodore Robbins, Costa Mesa, CA \$26,954.18

(7) Ford Expeditions (Sheriff): Hemborg Ford, Norco, CA \$195,963.96

(3) Ford F250 (Facilities Dept): Downtown Ford, Sacramento, CA \$95,826.71

CAO will make these purchases.

**Rick McManis, Building Official** (Mammoth Conference Room): Building Department has made handouts, available to the public, on the following: Small Projects Waiver Request Form, deck projects, and foundation for non building structures, which will be a cost savings to the permittee.

**Brian Muir, Financial Director** (Board Room): Tax bills can now be paid by credit card online.

There will also be a credit card machine available in the Bridgeport Tax Office.

**Mark Mikulicich, Fire & Rescue Chief** (Board Room): Working with health department to provide H1N1 vaccinations, using staff that will be on duty.

## REGULAR AGENDA

### CORRESPONDENCE RECEIVED

### CLERK-RECORDER

- 4a) Mono Basin RPAC - Letter from Chris Lizza, Chairman, expressing appreciation for the completion of the exterior improvements to the Lee Vining Community Center.  
**Board acknowledged receipt of correspondence.**

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## MENTAL HEALTH

- 5a) Combined Mental Health and Alcohol/Drug Advisory Board (**Ann Gimpel, Ph.D.**) - Receive presentation by Ann Gimpel, Ph.D. regarding the composition and by-laws for the Combined Mental Health and Alcohol/Drug Advisory Board. Receive Resolution of Appreciation honoring Dolores Garcia Wright's many years of service to the Mental Health Board. Provide any desired direction to staff.  
**Ann Gimpel:** Changing from a calendar year to a Fiscal Year and changing names of offices.
- M09-240**      **Action:** 1) Appoint Jim Lewey as a new member to the Combined Mental Health and Alcohol/Drug Advisory Board; 2) Pull the revised by-laws of the Combined Mental Health and Alcohol/Drug Advisory Board pending review by County Counsel; 3) Approve and present the Resolution of Appreciation honoring Dolores Garcia Wright. Supervisor Hunt presented Dolores with her resolution.  
**Farnetti/Hunt 5-0**

## ECONOMIC DEVELOPMENT

- 6a) Hotcreek Kiosk (**Mark Drew and Kevin Peterson**) - Discuss and possibly approve the expenditure of two thousand dollars (\$2,000) from the Fish & Game Fine Fund to complete the restoration of an existing angler information kiosk at Hot Creek.  
**Dan Lyster, Economic Development Director:** There currently is a balance of \$21,000 in the Fish & Game Fine Fund.  
**Mark Drew, Cal Trout Representative:** Information Kiosk at Hot Creek is in need of repair: painting and upgrade the art work. \$4,000 will complete entire project; \$2000 from the Fine Fund and the remainder \$2000 will come from other agencies.
- M09-241**      **Action:** Approve the expenditure of \$2,000 from the Fish & Game Fine Fund to complete the restoration of an existing angler information kiosk at Hot Creek.  
**Hazard/Hunt 5-0**

## HEALTH DEPARTMENT

**Additional Departments:** County Counsel

- 7a) Review of Local Health Emergency (**Dr. Richard Johnson, County Health Officer**) - On September 8, 2009, the county health officer declared a local health emergency related to the H1N1 influenza pandemic, which the Board then ratified on September 15, 2009. Pursuant to applicable state law, the Board has thereafter reviewed the need for continuing the local emergency at least every fourteen days and, thus far, has chosen to continue the local health emergency.  
**Lynda Salcido, Public Health Director:** Governor has changed the review from every fourteen days to every month. Mono County has received 100 doses of nasal vaccine-limited recipients.
- R09-76**      **Action:** Adopt Resolution R09-76 to continue the local health emergency related to

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the H1N1 influenza pandemic for another thirty days.  
**Bauer/Hunt 5-0**

#### HUMAN RESOURCES

- 8a) Employment Contract with Dr. Richard Johnson (**Mary Booher**) - Consider and potentially adopt proposed resolution approving an employment agreement with Dr. Richard Johnson (Health Officer), and prescribing the compensation, appointment, and conditions of said employment. Receive staff report. Provide any desired direction to staff.

**R09-77**      **Action:** Adopt Resolution R09-77 approving an employment agreement with Dr. Richard Johnson (Health Officer), and prescribing the compensation, appointment, and conditions of said employment.  
**Hunt/Hazard 5-0**

#### COUNTY ADMINISTRATIVE OFFICE

- 9a) Human Resources-Vacancy Review - Receive presentation by Mary Booher and Rita Sherman regarding vacant county positions. Board's recommended actions:  
Social Services Eligibility & Training Worker: continue with recruitment  
Deputy District Attorney I: continue with recruitment  
Deputy Probation Officer: continue with recruitment  
Animal Control Officer: interviews today  
Animal Control Officer: interviews today  
Mental Health Fiscal Officer: defer until end of October 2009  
Public Health Nurse: interviews are being conducted  
Senior Services Site Coordinator: extra hours – interview with in-county employee  
Loss Prevention & Special Events: waiting for Union approval  
Public Works Inventory & Purchasing Technician: position filled  
Sheriff Public Safety Officer: continue with recruitment  
Public Safety Officer: continue with recruitment  
Public Safety Officer: continue with recruitment  
Deputy Sheriff: continue with recruitment  
Sheriff Safety Officer: continue with recruitment  
Cook/Driver: interviews are being conducted  
Deputy CAO/HR: position under review  
FTS I/II/III-County Counsel, part time: defer until mid year  
Transportation Analyst: continue with temp  
Road Maintenance Worker II/III-Crowley: defer until midyear  
**Action:** No Action Taken.
- 9b) 2008 - 2009 Grand Jury Report - Presentation by David Wilbrecht regarding the 2008 - 2009 Grand Jury Report.  
**Supervisor Bauer:** Regarding Complaint 08-04 Recommendation 'C' –we need to insure that our voter rolls are clean/accurate at all times.  
The Board would like the 1) Clerk/Recorder/Registrar to agendize an election workshop in January 2010; 2) modify the letter to include a thank you.

**M09-242**      **Action:** Approve the Chairman's signature on the Board of Supervisor's letter to Judge

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Forstenzer, as modified, to the Grand Jury and address issues listed at the end of the report regarding the 2008 - 2009 Grand Jury Report.

**Hunt/Hazard 5-0**

## PUBLIC WORKS

### **Additional Departments:** Paramedics

- 10a) Medic 1 Ambulance Remount (**Jeff Walters**) - Approve purchase of a new cab-and-chassis and Medic 1 ambulance box remount through the Motor Pool. Consider and potentially authorize Public Works to solicit bids for the purchase. Provide any desired direction to staff.

**Jeff Walters:** This will replace Medic I in Walker. Would have in operation for summer of 2010.

- M09-243** **Action:** 1. Increase appropriations in the FY09-10 Motor Pool budget by \$90,000 to account for the purchase of a new cab-and-chassis with ambulance box remount for the Paramedic Program. 2. Authorize Public Works to prepare specifications, solicit bids, and execute all agreements and other documents necessary to purchase a 2010 Ford F450 4x4 diesel cab-and-chassis with ambulance box remount to replace an existing Paramedic unit assigned to Medic 1.

**Bauer/Hazard 5-0**

Items 11b and 12a were moved to this part of the agenda.

## CLERK OF THE BOARD

- 11a) Teleconferencing of Regular Board Meetings - Discuss a policy pertaining to teleconferencing of regular Board meetings.  
Chairman Reid requested that Vice Chair Hunt officiate the remainder of the meeting due to Reid losing his voice.  
Much discussion regarding proposed policies including when, who decides usage, camera positions, staffing. The month of November will be used as a test.

**Action:** No Action Taken.

- 11b) CSAC Appointments (**Lynda Roberts**) - Selection from the Board of Supervisors of a member and alternate to serve on the California State Association of Counties (CSAC) Board of Directors for 2010.

- M09-244** **Action:** 1) Elect Supervisor Hazard to serve on the CSAC Board of Directors for the 2010 Association year beginning November 17, 2009; and 2) Elect Supervisor Farnetti, as the alternate member.

**Bauer/Hunt 5-0**

## BOARD OF SUPERVISORS

- 12a) State Budget (**Board Members**) - The Board of Supervisors may discuss issues pertaining to the California State budget.

**Brian Muir:** Update on SB 65 & 67.

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**Action:** No Action Taken.

Lunch Break from 12:02 p.m. to 1:01 p.m.

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#### COUNTY COUNSEL

- 13a) Bridgeport Indian Colony Request for Support - Request by Bridgeport Indian Colony, a federally-recognized Indian Tribe, for the Board of Supervisors' support of its proposal that Congress legislatively transfer certain land into trust for the benefit of the Tribe: specifically, a 7.16 acre parcel of Bureau of Land Management (BLM) land in Walker, which is currently leased to the Toiyabe Indian Health Project and has historically been used as the site for its Camp Antelope Health Clinic (currently closed); and a 31.86 acre parcel of BLM land in Bridgeport, which is adjacent to the Tribe's reservation and currently the subject of a pending sale to the Tribe by BLM and an application by the Tribe to have the Bureau of Indian Affairs take the purchased land into trust for the benefit of the Tribe.
- Tribe representatives present: Art Sam, Charles White, Mark Levitan, Tribe Attorney.
- Supervisor Reid:** Received an email from Bruce Woodworth, Antelope Valley resident, requesting that this presentation be deferred until it can be presented to the Antelope RPAC.
- Supervisor Reid: I do not want to defer because this is time sensitive and a previous meeting in Walker showed their support.
- Marshall Rudolph, County Counsel:** Updated the Board on the history of the two parcels involved: 1) 7.16 acres at Camp Antelope leased to Toiyabe Indian Health Clinic; 2) 31.86 acres in Bridgeport adjacent to Reservation.
- Supervisor Bauer:** I am uncomfortable not having this presented to the Antelope RPAC before having an MOU in effect.
- Supervisor Farnetti:** I can see a willingness coming from the Tribe and I'm comfortable that we can reach an agreement.
- Supervisor Reid:** Thanked County Counsel and the Tribe for all the research and chronological report. This is a very difficult decision for this Board. There are legal and moral aspects. Two issues that I see that will make an impact on our decision are: 1) The Bridgeport Indian Colony is a recognized federal Indian Colony; and 2) They will acquire these two pieces of property regardless. I believe we should give our endorsement for congressional action rather than the Tribe going through the BLM. They would be foolish to give up their sovereign rights.

- M09-245** **Action:** Support introduction of legislation by Representative McKeon to transfer two parcels from the Bureau of Land Management to the Bureau of Indian Affairs in trust for the Bridgeport Indian Colony, a federally-recognized Indian Tribe: specifically, a 7.16 acre parcel in Walker that is currently leased to the Toiyabe Indian Health Project, and a 31.86 acre parcel in Bridgeport adjacent to the Tribe's existing Reservation lands. Said support is based on the Tribe's expressed willingness to negotiate and enter into a mutually-acceptable Memorandum of Understanding (MOU) with the County, to address (among other things) the mitigation of impacts on County services which will result from the proposed development of the parcel adjacent to the Tribe's reservation. In the event such an MOU is not entered into before the legislation goes to a vote of Congress, the County reserves the right to withdraw its support.

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**Hazard/Hunt Bauer-abstain 4-0**

Marshal Rudolph: Suggested the Board appoint members to a five member Discussion Team.

Members appointed were Supervisor Reid and Supervisor Hazard. Other members compiling the Team will be one from County Counsel, one from the CAO's office, and one private citizen.

Regular Meeting adjourned at 4:24 p.m.in honor to Sunny Slope resident, Jim Greenleaf, to reconvene in Special Session in June Lake at 6:00 p.m.

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**BYNG HUNT, VICE CHAIRMAN**

Board of Supervisors  
County of Mono

**ATTEST:**

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**LINDA ROMERO**

Assistant Clerk to the Board

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